



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

Michael O. Leavitt
Governor

Ted Stewart
Executive Director

Robert L. Morgan
State Engineer

1594 West North Temple, Suite 220
Box 146300
Salt Lake City, Utah 84114-6300
801-538-7240
801-538-7467 (Fax)

BEFORE THE STATE ENGINEER OF THE STATE OF UTAH

RE: Illegal use of water in excess of right)
Michael Yardley)
Water Right No(s). 71-520, 71-224,)
71-517, 71-519, 71-470)

ORDER OF THE
STATE ENGINEER

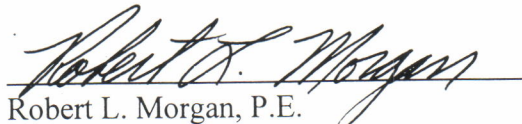
According to Utah Code Ann. section 73-3-1, no appropriation of water may be made and no rights to the use of water may be initiated without an application approved by the State Engineer. Water Right No(s). 71-520, 71-224, 71-517, 71-519, 71-470 allows the annual use of 272.92 acres of irrigation. A comparison of aerial photography taken in mid-June 1998 with the updated water rights map shows that you are irrigating 59.9 acres more than allowed by above mentioned water right no(s). The attached map shows the location of the illegally irrigated land.

NOW THEREFORE, according to Utah Code Ann. sections 73-2-1 and 73-5-3, you are hereby **ORDERED to cease the use of all water in excess of the uses and limits set forth in Water Right No(s). 71-520, 71-224, 71-517, 71-519, 71-470.**

If you use water in violation of this ORDER, you will be in jeopardy of legal proceedings against you. Legal proceedings will be commenced as Division resources allow.

I strongly urge you to give this matter your immediate attention. Should you have questions regarding this ORDER, please contact Kerry Carpenter, Regional Engineer, at 586-4231 or Lee Sim, Assistant State Engineer, at 538-7380.

Dated this 9th day of October, 1998


Robert L. Morgan, P.E.
State Engineer

cc: Kerry Carpenter
LaVar Davis

Enclosure

US Postal Service
Receipt for Certified Mail
 No Insurance Coverage Provided.
 Do not use for International Mail (See reverse)

Kami

Sent to **WATER RIGHTS**
 Street & Number **594 West North Temple, Ste. 220**
 Post Office, State & ZIP Code **P.O. Box 146300**
Salt Lake City, Utah 84114-6300

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TOTAL Postage & Fees	\$
Postmark or Date	

PS Form 3800 April 1995

Z 155 782 501

M. Yardley

PS Form 3811, Apr. 1989

* U.S.G.P.O. 1989-238-815

DOMESTIC RETURN RECEIPT

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 Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check boxes for additional service(s) requested.
 1. ☒ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:
MICHAEL YARDLEY
PO BOX 981
MILFORD UT 84751

4. Article Number
2 155 782 501

Type of Service:
☐ Registered
☒ Certified
☐ Insured
☐ COD
☒ Express Mail
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Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Addressee
☒

6. Signature — Agent
☒ *Michaela Jones*

7. Date of Delivery
10/13/98

8. Addressee's Address (ONLY if requested and fee paid)

